

1 **WAGANAKISING ODAWA STATUTE # 2023-_____**
2 **FINANCIAL DISCLOSURES OF TRIBAL OFFICIALS**

3
4 **SECTION I. PURPOSE**

5
6 The purpose of this statute is to establish a standard requirement for financial disclosure statements
7 by elected and appointed officials, as well as candidates for such positions, as required by Article
8 XV.B of the Constitution of the Little Traverse Bay Bands of Odawa Indians. This statute repeals
9 and replaces Waganakising Odawak Statute 2016-003 and 2006-023.

10
11
12 **SECTION II. DEFINITIONS**

13
14 **A.** “Branch Office” means the primary office of the Legislative, Executive, or Judicial
15 branch of the Tribe.

16
17 **B.** “Candidate” means any person who runs for a position as an Elected Official, is
18 nominated for an appointment as a Judiciary Official or is nominated for an appointment to a
19 governmental commission, board or committee.

20 .
21 **C.** “Elected Official” means the Tribal Chair, Vice Chair and Tribal Councilors.

22
23 **D.** “Immediate Family” means husband, wife, son, daughter, step-son, step-daughter, father,
24 step-father, father-in-law, mother, step-mother, mother-in-law, brother, step-brother, brother-in-
25 law, sister, step-sister, sister-in-law, child, step-child, son-in-law, daughter-in-law or a person
26 whose relationship with the Tribal Citizen is similar to that of persons who are related by blood
27 or marriage.

28
29 **E.** “Judiciary Official” means a Judge or Justice of the Tribal Court.

30
31 **F.** “Personal Financial Interest” means a financial interest benefiting an elected or appointed
32 governmental official, a candidate, or an immediate family member of a candidate or
33 governmental official.

34
35 **G.** “Tribal Citizen” means an enrolled member of the Little Traverse Bay Bands of Odawa
36 Indians.

1 **H.** “Tribe” means the Little Traverse Bay Bands of Odawa Indians.
2
3

4 **SECTION III. REQUIRED FINANCIAL DISCLOSURES**
5

6 **A. Candidates**
7

8 Concurrent with the submission of an application for an elected position or a nomination for an
9 appointed position, a candidate shall submit the following information to the Branch Office
10 under which they would serve:
11

12 **1.** A description of any financial interest in a business, company, corporation, stock
13 or bond, but not retirement funds, mutual funds or any type of financial instrument in
14 which the owner does not have control over the purchase and sale of the instrument’s
15 holdings.
16

17 **2.** Address of all real-estate holdings.
18

19 **3.** A description of any immediate family member’s financial interest that has the
20 potential to create a conflict of interest with the duties of the candidate if elected or
21 appointed.
22

23 **B. Elected or Appointed Officials**
24

25 Any person who is elected or appointed to a governmental office shall provide updated financial
26 disclosures to their Branch Office within 30 days of any material change to the financial
27 disclosures submitted as a candidate.
28
29

30 **SECTION VI. PUBLIC RECORD**
31

32 Financial disclosures required by this statute shall be available to Tribal Citizens in accordance
33 with the Public Documents Statute.
34
35

36 **SECTION VII. SEVERABILITY**

1 If any section, subsection, paragraph, sentence, phrase or portion of this Statute is, for any
2 reason, held invalid or unconstitutional by any court of competent jurisdiction, such portion shall
3 be deemed a separate, distinct and independent provision and such holding shall not affect the
4 validity of the remaining portions thereof.

5
6
7

SECTION VIII. EFFECTIVE DATE

8
9

This statute shall be effective upon the signature of the Executive, or 30 days from Tribal
10 Council approval, or if the Executive vetoes the legislation, then upon the date on which Tribal
11 Council overrides the veto.

12
13
14

CERTIFICATION